

IN THE UNITED STATES BANKRUPTCY COURT  
MIDDLE DISTRICT OF FLORIDA  
FORT MYERS DIVISION

In the Matter of:

IBARRA, JOSE LUIS  
IBARRA, ROSA MARIA

CASE No. 9-15-bk-12723-FMD  
Chapter 7

Debtor(s)/

**REPORT AND NOTICE OF INTENTION TO SELL  
PROPERTY OF THE ESTATE AT PUBLIC SALE**

**NOTICE OF OPPORTUNITY FOR OBJECTION AND FOR HEARING**

Pursuant to Local Rule 2002-4, the Court will consider this motion, objection, or other matter without further notice or hearing unless a party in interest files a response within 21 days from the date set forth on the proof of service attached to this paper plus an additional three days for service. If you object to the relief requested in this paper, you must file your response with the Clerk of the Court at United States Bankruptcy Court, 801 N. Florida Avenue, Suite 555, Tampa, FL 33602-3899, and serve a copy on the movant's attorney, Diane L. Jensen, P. O. Drawer 1507, Fort Myers, FL 33902-1507, and a copy on Assistant U. S. Trustee, 501 E. Polk Street, Suite 1200, Tampa, FL 33602, within the time allowed.

If you file and serve a response within the time permitted, the Court may schedule and notify you of a hearing, or the Court may consider the response and may grant or deny the relief requested without a hearing. If you do not file a response within the time permitted, the Court will consider that you do not oppose the relief requested in the paper, will proceed to consider the paper without further notice or hearing, and may grant the relief requested.

TO: Creditors, Debtor(s) and Parties in Interest:

DIANE L. JENSEN, the Trustee duly appointed and acting for the above captioned estate, reports that she intends to hold a public sale on or after 21 days of the service of this notice, at a location to be designated by the Trustee, to sell the following property of the estate under the terms and conditions stated:

1. Description of property: Coleman Powermate 400 generator; wood trim sofa and loveseat; Samsung flat top range; Samsung side-by-side refrigerator; and Samsung washer and dryer

**PRICE: HIGHEST BID** (If the Trustee does not feel that the bidding is bringing reasonable value for any particular item, she has the right to withdraw any item from sale.)

**NOTICE is hereby given that if a vehicle (or boat) is being sold:** the Trustee intends to store the vehicle pending sale at auction. The **Storage charges are currently \$25.00 per day.** If the vehicle is sold, the storage charges will be paid from the proceeds first received. In the unlikely event that the vehicle is not sold, the Trustee will give notice to the lienholder, if any, and to the debtor, of their right to recover the vehicle, and the lienholder or debtor must pay the storage charges to recover the vehicle. If the Trustee is holding the original title, the title will be forwarded to the storage company, to be held by them pending payment of storage fees. **THE PARTY PICKING UP THE VEHICLE FROM STORAGE IS RESPONSIBLE FOR PAYMENT OF STORAGE FEES – IN CASH.**

2. To: **HIGHEST BIDDER, PAYMENT IN FULL ON CLOSE OF BIDDING**

**NOTICE:** For items subject to Florida Sales tax, if an exemption or waiver is sought, a Resale or Consumer Exemption Certificate will be required upon the sale. The certificate must bear the name and address of the purchaser, the effective date and the number of the dealer's certificate of registration, and the dealer's signature. If a resale certificate is not presented when required, sales tax will be collected.

(This provision does not apply to real estate)

3. The property is being sold subject to the following liens and encumbrances (SEE NOTICE ON PAGE 1 REGARDING STORAGE FEES, IF ANY):

Lienholder name & address

Amount of Lien

No Known Liens

**The Buyer of any personal property, such as a vehicle, boat, trailer, etc., being sold subject to a lien is required to pay off the lien directly to the lienholder within seven (7) days of the issuance of a Bill of Sale.**

Trustee has noted all liens of which she has knowledge, however, the Trustee has not performed a judgment or lien search. The property is being sold subject to any and all liens of record, as well as any and all easements, restrictions and reservations of record, and back taxes, if any, and current and subsequent taxes. Buyer is responsible for checking marketability of title prior to date of sale.

**NOTE: Any parties interested in bidding on the above-described property should send a stamped-self addressed, business size envelope to the Trustee shown below to obtain a copy of the sale notice to buyers with the day, time and location of the sale, since the sale date is subject to change.**

I hereby certify that a true and correct copy of the above and foregoing has been furnished electronically to all parties registered with the Court's CM/ECF system, and by regular U.S. Mail on interested parties on the matrix, this April 22, 2016

/s/DIANE L. JENSEN

Diane L. Jensen, Trustee

P. O. Drawer 1507

Fort Myers, FL 33902-1507

(239) 336-6263

(239) 332-2243 – fax

Email: [dianejensen@paveselaw.com](mailto:dianejensen@paveselaw.com)

Debtor Address:

4009 6th St W

Lehigh Acres, FL 33971-1215